



**SHREWSBURY CONSERVATION COMMISSION
SHREWSBURY, MASSACHUSETTS**

MINUTES

Regular Meeting: September 12, 2006 - 7:00 P.M.

Location: Selectmen's Hearing Room - Municipal Office Building

Present: John J. Ostrosky, Chairman
Robert P. Jacques, Vice-Chairman
Dorbert A. Thomas, Clerk
Patricia M. Banks
Kenneth F. Polito

Also Present: Brad Stone, Agent

Mr. Ostrosky opened the meeting at 7:00 P.M.

1. Review and Approve Minutes

The Conservation Commission noted that the Minutes for August 15, 2006 will be further reviewed by Mr. Stone, as requested by the Commission.

2. Signed bills.

3. Meetings and Hearings – 7:05 P.M.

285-1410 Continued – Public Hearing regarding the Notice of Intent filed by Peter Collins for the demolition and construction of a house, driveway, retaining wall, landscaping, and utilities at 90 Lakeside Drive

Attending the hearing were Peter and Paula Collins – property owners; and Kevin Quinn – the engineer from Quinn Engineering.

Mr. Quinn submitted revised plans at the meeting, which had some design changes:

- 1) showed 12-inch or taller trees;
- 2) discussed the trees that will have to be cut down;
- 3) submitted a construction sequence; *Mr. Jacques commented that the Commission would want to see the wall constructed first, as it would be the barrier, before the house is constructed.*
- 4) showed pre- and post- construction;
- 5) will put in dock, but not part of this filing;
- 6) regarding two retaining walls, they didn't feel they could come up with an acceptable two retaining wall plan;
- 7) they did round corners at end of retaining wall and feels it looks better;
- 8) addressed pedestrian access to the lake.

Mrs. Thomas asked if other trees besides the 12-inch diameter or larger trees would be cut. Mr. Quinn showed some of the other anticipated cutting and clearing. He also submitted some photos showing the existing waterfront.

Mr. Polito expressed concern about the amount of proposed work at the waterfront.

Mr. Jacques expressed continued concern about the size of the retaining wall and would like them to make some consideration for terracing.

Mr. Polito and Mr. Jacques both expressed thoughts that maybe the project can be scaled back.

Mrs. Collins explained what they are trying to do. She stated they are on the lake now with two walls and the middle piece of lawn is useless.

There was further discussion of the size of the wall and the effect on the lake environmentally and especially if everyone were to do this.

Mr. Jacques suggested maybe moving the wall back and coming back with a landscaping plan for what would go along the wall.

Mr. Quinn said this proposed wall is fifteen feet from the water.

Bob Murphy, 84 Lakeside Drive, commented that this wall is a northeast facing wall and really doesn't have the reflective issues onto the lake.

Mr. Polito said he would like to see more plantings.

There was further discussion of how to handle the landscaping plan.

Mrs. Collins said they are looking for more direction from the Commission.

Mr. Ostrosky's comment was to change the wall and preserve the waterfront.

Mrs. Thomas commented that she would like to see a landscaping plan.

Mr. Polito echoed the comments of both Mr. Ostrosky and Mrs. Thomas.

Mrs. Banks said there needs to be some compromise from the deck down to the water.

Mr. Ostrosky continued the hearing to October 17, 2006.

**285-1404 Continued – Public Hearing regarding the Notice of Intent filed by
George Russell for the construction of an industrial subdivision at 455
Hartford Turnpike**

Attending the hearing was Bob Murphy – the engineer from Robert G. Murphy & Associates, Inc. Mr. Murphy said he wants to continue the hearing; stating after discussion with the Russells, they want the road to be public; this will affect drainage.

Mr. Murphy said they are redesigning the system and meeting the requirements of a public road. He said they are working with the Planning Board in tandem with the Conservation Commission.

Mr. Ostrosky continued the hearing to October 17, 2006.

**RDA Public Meeting regarding the Request for Determination of Applicability
filed by Barbara Kickham for the paving of a driveway at 12 Tamarack Lane**

Attending the hearing was Barbara Kickham – the homeowner at 12 Tamarack Lane. Ms. Kickham said they want to do some paving; stating they want to pave a little in front of the house and the driveway. She said the drainage goes away from the lake and away from pavement. She said there will be no grading work.

Mr. Ostrosky officially closed the hearing. The Commission voted a negative determination for the driveway paving as proposed.

**285-1412 Public Hearing regarding the Abbreviated Notice of Resource Area
Delineation filed by MLS Properties Information Network, Inc. for the
construction of a sewer main and pump station at 904 Hartford Turnpike**

Attending the hearing were Andrew Liston and Justin Richardson – engineers from Thompson & Liston Associates, Inc. Mr. Liston submitted a revised plan. He said they need to replace the septic system soon; and said they are working with Nancy Allen, Director, Board of Health, for an emergency certificate.

Mr. Liston showed resource limits; and said the stream is perennial as defined in the Avalon project and Rainbow Motel. He said they are doing a fast installation before paving on the 20th.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by the Town of
Shrewsbury for the construction of a satellite fire station located at 365
Cherry Street**

Mr. Ostrosky said the hearing is continued to October 17, 2006.

4. New Business

**a. Discussed/Signed Draft Orders of Conditions and Requests for Determination
of Applicability**

| | |
|-----------------|--|
| 285-1410 | 90 Lakeside Drive – continued to October 17, 2006 |
| 285-1404 | 455 Hartford Turnpike – continued to October 17, 2006 |
| RDA | Tamarack Lane – voted a negative determination |
| 285-1412 | 904 Hartford Turnpike – closed |
| 285-**** | 365 Cherry Street – continued to October 17, 2006 |

5. Old Business

- a. Discussed/Signed Certificates of Compliance** – *The Commission signed all Certificates of Compliance as listed except for 285-1395 for Stone Meadow replication area as noted below.*

| | |
|-----------------|-------------------------------------|
| 285-1157 | 18 Park Grove Lane (Partial) |
| 285-1177 | 18 Park Grove Lane (Partial) |
| 285-1160 | 5 Jane Street |
| 285-1161 | 7 Jane Street |
| 285-1019 | 12 Sheryl Drive |
| 285-1016 | 24 Sheryl Drive |
| 285-1050 | 9 Holt Street (Partial) |
| 285-1094 | Southwoods Subdivision |

Mr. Stone said that he is comfortable with signing the Certificates of Compliance for the lots for Stone Meadow Farm Subdivision, but expressed concern about signing the one for the replication area. David Donahue – the developer, attended the meeting. He explained that he didn't realize that there was a two year growing season. He said he is offering a \$5,000 Bond for the two year period and wants to get the Certificate of Compliance released.

The Commission expressed concern that if they had to do work they would have no rights to be on private property where the replication area is. Mr. Jacques said there may be a legal document that can be written; and suggested Mr. Donahue research that and come back.

| | |
|-----------------|---|
| 285-643 | Stone Meadow Farm Subdivision |
| 285-738 | Stone Meadow Farm Lots 14 & 15 |
| 285-713 | Stone Meadow Farm Lots 6, 10, & 13 |
| 285-692 | Stone Meadow Farm Lots 8, 11, & 12 |
| 285-1395 | Stone Meadow Farm replication area – on Mr. Stone's recommendation, the Commission did not sign this one |

- b. Discuss construction at 94 Sewall Street**

Attending the discussion was Tim Coughlin and Karen Phillips – the homeowners; and Edwin Coughlin. Ms. Phillips discussed the events to now; basically stating they had started work before the Order of Conditions was received.

Mr. Stone listed the following issues:

- 1) the footprint of the pool doesn't match what they did;
- 2) they can't backfill now;
- 3) they do not have a building permit for the pool.

5. Old Business (Cont'd)

b. Discuss construction at 94 Sewall Street (Cont'd)

Mr. Ostrosky said the four foot grade change for the pool is a problem.

The Commission listed what they want done as follows:

- 1) take the water out;
- 2) move dirt around and can do some backfill on October 17th;
- 3) come back on October 17th with Amended Order to stabilize wall and lawn; and a temporary stabilization plan for the winter.

6. Correspondence

The meeting adjourned at 9:00 P.M.

Respectfully Submitted,

Annette W. Rebovich